

By Mr. HEINRICH (for himself and Mr. LUJÁN):

S. 776. A bill to amend the Wild and Scenic Rivers Act to designate certain segments of the Gila River system in the State of New Mexico as components of the National Wild and Scenic Rivers System, to provide for the transfer of administrative jurisdiction over certain Federal land in the State of New Mexico, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. TESTER (for himself, Mr. MORAN, Ms. HIRONO, Mrs. MURRAY, Mr. BLUMENTHAL, Mr. BOOZMAN, Mr. CASSIDY, Mr. TILLIS, Mr. BROWN, Mr. KING, and Mr. CRAMER):

S. 777. A bill to increase, effective as of December 1, 2023, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Ms. ERNST (for herself and Mr. BRAUN):

S. 778. A bill to require the disclosure of information relating to the cost of programs, projects, or activities carried out using Federal funds; to the Committee on Homeland Security and Governmental Affairs.

By Mr. REED (for himself, Ms. BALDWIN, Mr. BLUMENTHAL, Mr. BROWN, Mr. COONS, Ms. DUCKWORTH, and Ms. KLOBUCHAR):

S. 779. A bill to establish an AmeriCorps Administration to carry out the national and volunteer service programs, to expand participation in such programs, and for other purposes; to the Committee on Finance.

By Mr. PAUL (for himself and Ms. HASSAN):

S. 780. A bill to require the Comptroller General of the United States to analyze certain legislation in order to prevent duplication of and overlap with existing Federal programs, offices, and initiatives; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BRAUN:

S. 781. A bill to amend the Fair Labor Standards Act of 1938 to revise the definition of the term "tipped employee", and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SCOTT of Florida:

S. 782. A bill to require applicable Federal agencies to take action on applications for Federal energy authorizations, and for other purposes; to the Committee on Finance.

By Mr. SCOTT of Florida (for himself, Mr. MARSHALL, and Mr. SULLIVAN):

S. 783. A bill to require the Energy Information Administration to submit to Congress and make publicly available an annual report on Federal agency policies and regulations and Executive orders that have increased or may increase energy prices in the United States, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. CORTEZ MASTO:

S. 784. A bill to require the Secretary of the Interior and the Secretary of Agriculture to complete an interagency report on the effects of special recreation permits on environmental justice communities, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. FISCHER (for herself, Ms. KLOBUCHAR, Mr. THUNE, Mr. RICKETTS, Ms. BALDWIN, Mr. GRASSLEY, Ms. SMITH, Mr. CRAMER, Ms. STABENOW, Mr. ROUNDS, Ms. DUCKWORTH, Mr. MORAN, Mr. DURBIN, Mr. MARSHALL, Mr. BROWN, Ms. ERNST, and Mr. HOEVEN):

S. 785. A bill to amend the Clean Air Act with respect to the ethanol waiver for Reid

Vapor Pressure under that Act, and for other purposes; to the Committee on Environment and Public Works.

By Mr. THUNE (for himself, Mr. MURPHY, Mr. CRAMER, Mr. TILLIS, Mr. MARSHALL, Mrs. CAPITO, Mr. WICKER, Mr. SCOTT of South Carolina, Ms. BALDWIN, Ms. SINEMA, and Mr. KING):

S. 786. A bill to amend the Internal Revenue Code of 1986 to treat certain amounts paid for physical activity, fitness, and exercise as amounts paid for medical care; to the Committee on Finance.

By Mr. MARKEY (for himself, Mrs. CAPITO, Mr. WELCH, and Mrs. FISCHER):

S. 787. A bill to require the Comptroller General of the United States to study and report on the operational preparedness of air carriers for preparing for changing weather and other events related to changing conditions and natural hazards; to the Committee on Commerce, Science, and Transportation.

By Mr. BOOZMAN (for himself, Mr. MANCHIN, Mr. MARSHALL, and Mr. KING):

S. 788. A bill to amend the Permanent Electronic Duck Stamp Act of 2013 to allow States to issue fully electronic stamps under that Act, and for other purposes; to the Committee on Environment and Public Works.

By Mr. VAN HOLLEN (for himself and Mr. SULLIVAN):

S. 789. A bill to require the Secretary of the Treasury to mint a coin in recognition of the 100th anniversary of the United States Foreign Service and its contribution to United States diplomacy; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. WARNER (for himself, Ms. WARREN, and Ms. BALDWIN):

S. 790. A bill to align executive compensation with sustainable value creation, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. JOHNSON (for himself, Mr. BRAUN, Mr. CRAMER, Mr. CRUZ, Ms. ERNST, Mr. GRAHAM, Mr. HAGERTY, Mr. LANKFORD, Mr. LEE, Ms. LUMMIS, Mr. PADILLA, Mr. SCOTT of Florida, Mr. TILLIS, Mrs. BLACKBURN, Mrs. BRITT, and Mr. ROMNEY):

S. 791. A bill to increase access to agency guidance documents; to the Committee on Homeland Security and Governmental Affairs.

By Ms. HIRONO (for herself, Mr. BOOZMAN, and Mr. SCHATZ):

S. 792. A bill to amend the Personal Responsibility and Work Opportunity Act of 1996 to provide certain Federal public benefits to citizens of the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau who are lawfully residing in the United States if they are otherwise qualified, consistent with section 141 of the Compacts of Free Association; to the Committee on Finance.

By Mr. LUJÁN (for himself, Mr. THUNE, Ms. STABENOW, Mr. GRASSLEY, and Mrs. CAPITO):

S. 793. A bill to amend title XVIII of the Social Security Act to add physical therapists to the list of providers allowed to utilize locum tenens arrangements under Medicare; to the Committee on Finance.

By Mr. CORNYN (for himself and Mr. CARPER):

S. 794. A bill to require a pilot program on the participation of non-asset-based third-party logistics providers in the Customs-Trade Partnership Against Terrorism; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MURPHY (for himself, Ms. COLLINS, and Mr. KING):

S. 795. A bill to amend the Federal Crop Insurance Act to improve education and risk

management assistance, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Ms. LUMMIS (for herself, Mr. CRAPO, Mr. RISCH, Mr. DAINES, and Mr. SULLIVAN):

S. 796. A bill to exempt discharges of fire retardant by Federal land management agencies, State governments, political subdivisions of States, and Tribal governments from the permitting requirements of the National Pollutant Discharge Elimination System, and for other purposes; to the Committee on Environment and Public Works.

By Mr. RUBIO (for himself and Mr. MENENDEZ):

S. 797. A bill to establish and implement a multi-year Legal Gold and Mining Partnership Strategy to reduce the negative environmental and social impacts of illicit gold mining in the Western Hemisphere, and for other purposes; to the Committee on Foreign Relations.

By Mr. RUBIO:

S. 798. A bill to amend title 54, United States Code, to authorize the Secretary of the Interior to make financial assistance to States under the Land and Water Conservation Fund available for water quality projects, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BLUMENTHAL (for himself, Mr. CRAMER, Ms. BALDWIN, Mr. WICKER, Mr. TESTER, Mr. HOEVEN, and Mr. DAINES):

S. 799. A bill to amend title XVIII of the Social Security Act to provide Medicare coverage for all physicians' services furnished by doctors of chiropractic within the scope of their license, and for other purposes; to the Committee on Finance.

By Mr. BLUMENTHAL:

S. 800. A bill to amend the Internal Revenue Code of 1986 to impose a higher rate of tax on bonuses and profits from sales of stock received by executives employed by failing banks that were closed and for which the Federal Deposit Insurance Corporation has been appointed as conservator or receiver; to the Committee on Finance.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. DURBIN (for himself, Ms. COLLINS, Mr. BLUMENTHAL, Mr. KING, Ms. DUCKWORTH, and Mr. BOOKER):

S. Res. 105. A resolution expressing support for the designation of the week of March 6 through March 10, 2023, as "National Social and Emotional Learning Week" to recognize the critical role social and emotional learning plays in supporting the academic success and overall well-being of students, educators, and families; to the Committee on Health, Education, Labor, and Pensions.

## ADDITIONAL COSPONSORS

S. 10

At the request of Mr. TESTER, the name of the Senator from Minnesota (Ms. KLOBUCHAR) was added as a cosponsor of S. 10, a bill to improve the workforce of the Department of Veterans Affairs, and for other purposes.

S. 141

At the request of Mr. MORAN, the name of the Senator from Minnesota (Ms. KLOBUCHAR) was added as a cosponsor of S. 141, a bill to amend title

38, United States Code, to improve certain programs of the Department of Veterans Affairs for home and community based services for veterans, and for other purposes.

S. 168

At the request of Mr. ROUNDS, the name of the Senator from Idaho (Mr. CRAPO) was added as a cosponsor of S. 168, a bill to amend the Defense Production Act of 1950 to include the Secretary of Agriculture on the Committee on Foreign Investment in the United States and require review of certain agricultural transactions, and for other purposes.

S. 176

At the request of Mr. KING, the name of the Senator from Delaware (Mr. COONS) was added as a cosponsor of S. 176, a bill to amend the Agricultural Trade Act of 1978 to extend and expand the Market Access Program and the Foreign Market Development Cooperator Program.

S. 204

At the request of Mr. THUNE, the name of the Senator from South Carolina (Mr. GRAHAM) was added as a cosponsor of S. 204, a bill to amend title 18, United States Code, to prohibit a health care practitioner from failing to exercise the proper degree of care in the case of a child who survives an abortion or attempted abortion.

S. 252

At the request of Mr. MARKEY, the name of the Senator from New Jersey (Mr. BOOKER) was added as a cosponsor of S. 252, a bill to direct the Federal Trade Commission to prescribe rules prohibiting the marketing of firearms to minors, and for other purposes.

S. 307

At the request of Mr. WARNER, the names of the Senator from Mississippi (Mr. WICKER) and the Senator from Nevada (Ms. CORTEZ MASTO) were added as cosponsors of S. 307, a bill to amend title 49, United States Code, to establish certain rules relating to unmanned aircraft systems and operations, and for other purposes.

S. 316

At the request of Mr. KAINE, the names of the Senator from Arizona (Ms. SINEMA), the Senator from West Virginia (Mr. MANCHIN), the Senator from Vermont (Mr. SANDERS) and the Senator from Massachusetts (Mr. MARKEY) were added as cosponsors of S. 316, a bill to repeal the authorizations for use of military force against Iraq.

S. 344

At the request of Mr. TESTER, the names of the Senator from Arizona (Ms. SINEMA), the Senator from Maine (Ms. COLLINS) and the Senator from Maryland (Mr. VAN HOLLEN) were added as cosponsors of S. 344, a bill to amend title 10, United States Code, to provide for concurrent receipt of veterans' disability compensation and retired pay for disability retirees with fewer than 20 years of service and a combat-related disability, and for other purposes.

S. 347

At the request of Mr. RUBIO, the name of the Senator from Tennessee (Mrs. BLACKBURN) was added as a cosponsor of S. 347, a bill to protect Americans from the threat posed by certain foreign adversaries using current or potential future social media companies that those foreign adversaries control to surveil Americans, gather sensitive data about Americans, or spread influence campaigns, propaganda, and censorship.

S. 416

At the request of Mr. WICKER, the names of the Senator from Tennessee (Mrs. BLACKBURN) and the Senator from New Mexico (Mr. HEINRICH) were added as cosponsors of S. 416, a bill to designate the Russian-based mercenary Wagner Group as a foreign terrorist organization, and for other purposes.

S. 444

At the request of Mr. JOHNSON, the name of the Senator from Iowa (Ms. ERNST) was added as a cosponsor of S. 444, a bill to require any convention, agreement, or other international instrument on pandemic prevention, preparedness, and response reached by the World Health Assembly to be subject to Senate ratification.

S. 470

At the request of Mr. LANKFORD, the name of the Senator from Indiana (Mr. BRAUN) was added as a cosponsor of S. 470, a bill to repeal changes made by health care reform laws to the Medicare exception to the prohibition on certain physician referrals for hospitals, and for other purposes.

S. 547

At the request of Mr. WHITEHOUSE, the name of the Senator from California (Mr. PADILLA) was added as a cosponsor of S. 547, a bill to award a Congressional Gold Medal, collectively, to the First Rhode Island Regiment, in recognition of their dedicated service during the Revolutionary War.

S. 597

At the request of Mr. BROWN, the name of the Senator from New Mexico (Mr. HEINRICH) was added as a cosponsor of S. 597, a bill to amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions.

S. 610

At the request of Ms. SINEMA, the names of the Senator from North Dakota (Mr. CRAMER) and the Senator from Wyoming (Mr. BARRASSO) were added as cosponsors of S. 610, a bill to amend the Federal Credit Union Act to modify the frequency of board of directors meetings, and for other purposes.

S. 686

At the request of Mr. WARNER, the names of the Senator from Virginia (Mr. KAINE) and the Senator from North Dakota (Mr. CRAMER) were added as cosponsors of S. 686, a bill to authorize the Secretary of Commerce to review and prohibit certain transactions between persons in the United States

and foreign adversaries, and for other purposes.

S. 696

At the request of Mr. TUBERVILLE, the name of the Senator from Texas (Mr. CRUZ) was added as a cosponsor of S. 696, a bill to authorize the Secretary of Homeland Security to suspend the entry of aliens in order to achieve operational control of the border, and for other purposes.

S. 722

At the request of Ms. KLOBUCHAR, the name of the Senator from Vermont (Mr. WELCH) was added as a cosponsor of S. 722, a bill to amend the Internal Revenue Code of 1986 to permit certain expenses associated with obtaining or maintaining recognized postsecondary credentials to be treated as qualified higher education expenses for purposes of 529 accounts.

S. 727

At the request of Mr. SANDERS, the names of the Senator from Massachusetts (Ms. WARREN) and the Senator from Vermont (Mr. WELCH) were added as cosponsors of S. 727, a bill to limit the price charged by manufacturers for insulin.

S. 750

At the request of Mr. BRAUN, the name of the Senator from Texas (Mr. CRUZ) was added as a cosponsor of S. 750, a bill to amend title III of the Public Health Service Act to prohibit health centers from providing abortions, and for other purposes.

S. 762

At the request of Mr. CASEY, the name of the Senator from Maryland (Mr. CARDIN) was added as a cosponsor of S. 762, a bill to amend title XIX of the Social Security Act to require coverage of, and expand access to, home and community-based services under the Medicaid program, to award grants for the creation, recruitment, training and education, retention, and advancement of the direct care workforce and to award grants to support family caregivers, and for other purposes.

S.J. RES. 18

At the request of Mr. MARSHALL, the name of the Senator from Louisiana (Mr. CASSIDY) was added as a cosponsor of S.J. Res. 18, a joint resolution disapproving of the rule submitted by the Department of Homeland Security relating to "Public Charge Ground of Inadmissibility".

S. CON. RES. 5

At the request of Ms. HASSAN, the name of the Senator from Oklahoma (Mr. MULLIN) was added as a cosponsor of S. Con. Res. 5, a concurrent resolution supporting the Local Radio Freedom Act.

S. CON. RES. 6

At the request of Ms. HIRONO, the name of the Senator from Vermont (Mr. WELCH) was added as a cosponsor of S. Con. Res. 6, a concurrent resolution expressing support for the recognition of March 10, 2023, as "Abortion Provider Appreciation Day".

S. RES. 20

At the request of Mr. CARDIN, the name of the Senator from Maryland (Mr. VAN HOLLEN) was added as a cosponsor of S. Res. 20, a resolution condemning the coup that took place on February 1, 2021, in Burma and the Burmese military's detention of civilian leaders, calling for an immediate and unconditional release of all those detained, promoting accountability and justice for those killed by the Burmese military, and calling for those elected to serve in parliament to resume their duties without impediment, and for other purposes.

S. RES. 103

At the request of Ms. DUCKWORTH, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. Res. 103, a resolution recognizing Girl Scouts of the United States of America on its 111th birthday and celebrating its legacy of providing girls with a safe, inclusive space where they can explore their world, build meaningful relationships, and have access to experiences that prepare them for a life of leadership.

S. RES. 104

At the request of Ms. CORTEZ MASTO, the name of the Senator from Connecticut (Mr. MURPHY) was added as a cosponsor of S. Res. 104, a resolution recognizing the heritage, culture, and contributions of Latinas in the United States.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. REED (for himself, Ms. BALDWIN, Mr. BLUMENTHAL, Mr. BROWN, Mr. COONS, Ms. DUCKWORTH, and Ms. KLOBUCHAR):

S. 779. A bill to establish an AmeriCorps Administration to carry out the national and volunteer service programs, to expand participation in such programs, and for other purposes; to the Committee on Finance.

Mr. REED. Madam President, service is a core American value. We take inspiration from those who have answered the call to serve, whether in defense of our Nation abroad or in strengthening our communities at home. Finding common cause through service is how we will overcome the major challenges of our time—addressing inequality, strengthening civil society and democratic institutions, and leaving a healthy, resilient planet to future generations. That is why I am proud to join Congressman JOHN LARSON of Connecticut in introducing the America's Call to Improving Opportunities Now, ACTION for National Service Act. Our legislation calls for a historic expansion of the number of service opportunities and an increased investment in those who serve.

The ACTION for National Service Act will honor our national value of service, while addressing the barriers that limit citizens' opportunities to

serve. Our legislation will set us on a path to 1 million national service positions within 10 years. It will increase the educational award so that an individual completing 2 full years of service will earn the equivalent of 4 years of the average in-state tuition at a public college or university. Indeed, those who are willing to serve should not be left to carry a heavy financial burden of student loan debt. The ACTION for National Service Act will also ease other financial barriers to service by increasing the living allowance and eliminating the tax liability for the education awards and living stipends. The bill calls for a robust outreach effort to ensure that all young people will know about the many opportunities to serve their country and their communities. It will mobilize a Civilian Climate Corps to address the urgent needs of hardest hit communities. Finally, the ACTION for National Service Act calls for elevating the Corporation for National and Community Service to a Cabinet-level Agency and establishes a National Service Foundation to leverage private sector resources to support national service activities.

Madam President, it is time that we reinvigorate the social contract we have with each other by elevating service as a national value. We must also make the commitment to invest in the education and professional development of those who are willing to sacrifice for our Nation. Developing the talents of our most committed citizens pays lifelong dividends. Our investment in the GI Bill not only honors our servicemembers but also enriches our Nation. Similarly, the education awards for those who have served through our national programs have economic impacts beyond the individuals who earn them. That is the new deal that the ACTION for National Service Act offers.

All AmeriCorps members take a pledge to get things done for Americans, to make communities safer, smarter and healthier, and to bring us together. It is a pledge we all should commit ourselves to.

I would like to thank Senators COONS, BALDWIN, BROWN, BLUMENTHAL, DUCKWORTH, and KLOBUCHAR for joining me as original cosponsors of the ACTION for National Service Act and the over 40 organizations, including Voices for National Service, States for Service Coalition, Habitat for Humanity International, YouthBuild, Service Year, City Year, and With Honor Action, that have endorsed this legislation. We urge our colleagues to join us in working for its passage so we can ensure that all who aspire to serve have the opportunity to do so.

By Mr. THUNE (for himself, Mr. MURPHY, Mr. CRAMER, Mr. TILLIS, Mr. MARSHALL, Mrs. CAPITO, Mr. WICKER, Mr. SCOTT of South Carolina, Ms. BALDWIN, Ms. SINEMA, and Mr. KING):

S. 786. A bill to amend the Internal Revenue Code of 1986 to treat certain amounts paid for physical activity, fitness, and exercise as amounts paid for medical care; to the Committee on Finance.

Mr. THUNE. Madam President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 786

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Personal Health Investment Today Act of 2023" or the "PHIT Act of 2023".

#### SEC. 2. PURPOSE.

The purpose of this Act is to promote health and prevent disease, particularly diseases related to being overweight or obese, by—

- (1) encouraging healthier lifestyles;
- (2) providing financial incentives to ease the financial burden of engaging in healthy behavior; and
- (3) increasing the ability of individuals and families to participate in physical fitness activities.

#### SEC. 3. CERTAIN AMOUNTS PAID FOR PHYSICAL ACTIVITY, FITNESS, AND EXERCISE TREATED AS AMOUNTS PAID FOR MEDICAL CARE.

(a) IN GENERAL.—Paragraph (1) of section 213(d) of the Internal Revenue Code of 1986 is amended by striking "or" at the end of subparagraph (C), by striking the period at the end of subparagraph (D) and inserting ", or", and by inserting after subparagraph (D) the following new subparagraph:

"(E) for qualified sports and fitness expenses."

(b) QUALIFIED SPORTS AND FITNESS EXPENSES.—Subsection (d) of section 213 of the Internal Revenue Code of 1986 is amended by adding at the end the following new paragraph:

"(12) QUALIFIED SPORTS AND FITNESS EXPENSES.—

"(A) IN GENERAL.—The term 'qualified sports and fitness expenses' means amounts paid exclusively for the sole purpose of participating in a physical activity including—

- "(i) for membership at a fitness facility,
- "(ii) for participation or instruction in physical exercise or physical activity, or
- "(iii) for equipment used in a program (including a self-directed program) of physical exercise or physical activity.

"(B) OVERALL DOLLAR LIMITATION.—The aggregate amount treated as qualified sports and fitness expenses with respect to any taxpayer for any taxable year shall not exceed \$1,000 (\$2,000 in the case of a joint return or a head of household (as defined in section 2(b))).

"(C) FITNESS FACILITY.—For purposes of subparagraph (A)(i), the term 'fitness facility' means a facility—

- "(i) which provides instruction in a program of physical exercise, offers facilities for the preservation, maintenance, encouragement, or development of physical fitness, or serves as the site of such a program of a State or local government,
- "(ii) which is not a private club owned and operated by its members,
- "(iii) which does not offer golf, hunting, sailing, or riding facilities,
- "(iv) the health or fitness component of which is not incidental to its overall function and purpose, and